

84-01-12
BILL NO. X-83

ANNEXATION ORDINANCE NO. X- 02-84

ANNEXATION ORDINANCE annexing certain territory commonly known as the Cook Road Industrial Annexation Area to the City of Fort Wayne, Indiana and including same in Councilmanic District No. 3.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

Parts of Section 16 and Section 15, all in Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Beginning at the intersection of the South right-of-way line of Ludwig Road with the East line of Section 16, Township 31 North, Range 12 East; thence North 89 degrees 21 minutes East along the South line of Ludwig Road a distance of 7.70 feet to a point on the West right-of-way line of the Grand Rapids & Indiana Railroad; thence North 0 degrees 04 minutes 40 seconds West along said West railroad right-of-way to a point 1641.10 feet North of the South line of the Northwest Quarter of Section 15, Township 31 North; thence South 90 degrees 00 minutes West a distance of 780.00 feet to the East right-of-way line of a 60 foot wide road, recorded in Document No. 83-26071, Allen County Recorder's Office; thence South 0 degrees 04 minutes 40 seconds East along said East road right-of-way line a distance of 20.0 feet; thence South 90 degrees 00 minutes West a distance of 60.00 feet to the West right-of-way line of said road; thence North 0 degrees 04 minutes 40 seconds West along said West road right-of-way line a distance of 940.05 feet; thence Northwesterly 62.78 feet along a curve deflecting to the left and tangent to the last described course, having a radius of 40.0 feet and being subtended by a chord length of 56.53 feet and bearing North 45 degrees 02 minutes 20 seconds West to a point situated 40.0' South of and normal to the North line of the Northeast One-Quarter of said Section 16, (said point also being on the South right-of-way line of Cook Road); thence South 90 degrees 00 minutes West along said South right-of-way line of Cook Road a distance of 945.31 feet to a point on the Southeast right-of-way line of Cook Road, according to the Executor's Deed recorded in Instrument E3119, Allen County Auditor's Office; thence South 60 degrees 42 minutes West along said Southeast right-of-way line a distance of 48.87 feet to the East right-of-way line of Chalfant Road, according to said Executor's Deed; thence South along the East right-of-way line of Chalfant Road to the South right-of-way line of Ludwig Road; thence East along the South right-of-way line of Ludwig Road to the point of beginning; area contains 95 acres of land, more or less.


SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from effective date

1 of annexation, planned services of a non-capital nature, including police
2 protection, fire protection and street and road maintenance, in a manner
3 which is equivalent in standard and scope to those non-capital services
4 provided to areas within the City of Fort Wayne which have similar topography,
5 patterns of land utilization and population density to the said described
6 territory. The City of Fort Wayne will also provide services of a capital
7 improvement nature, including street construction, street lighting, sewer
8 facilities, water facilities and stormwater drainage facilities to the
9 annexed territory within three (3) years of the effective date of annexation,
10 in the same manner as such services are provided to areas already in the
11 City of Fort Wayne with similar topography, patterns of land utilization
12 and population density, and in a manner consistent with federal, state and
13 local laws, procedures and planning criteria.

14 SECTION 3. That governmental and proprietary services will be
15 provided to the above described territory in a manner consistent with the
16 written Fiscal Plan for the territory developed by the Department of
17 Community Development and Planning. Said Plan was examined by the Common
18 Council of the City of Fort Wayne and is approved and adopted by the Common
19 Council by and upon the passage of this Ordinance.

20 SECTION 4. That said described territory shall be a part of
21 City Councilmanic Political Ward No. 3 of the City of Fort Wayne, Indiana,
22 as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code
23 of the City of Fort Wayne, Indiana of 1974, as amended.

24 SECTION 5. That after its passage, due legal publication, any
25 and all necessary approval by the Mayor and the required sixty (60) days
26 remonstrance period, this ordinance shall be in full force and effect.

27
28 
29 COUNCILMEMBER

30 APPROVED AS TO FORM AND LEGALITY

31
32 
BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by Redd,
seconded by Gen Quetta, and duly adopted, read the second time
by title and referred to the Committee Annexation (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,
Indiana, on _____, the _____ day of
_____, 19____, at _____ o'clock _____ M., E.S.

DATE: 1-10-84

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Redd,
seconded by Gen Quetta, and duly adopted, placed on its
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	_____	_____	_____	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 1-24-84

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. X-02-84
on the 24th day of January, 1984,

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Ray A. E. Clark
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,
on the 25th day of January, 1984,
at the hour of 11:30 o'clock A. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 30th day of January,
1984, at the hour of 9 o'clock A. M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

BILL NO. X-84-01-12

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON ANNEXATION TO WHOM WAS REFERRED AN
ORDINANCE ANNEXATION ORDINANCE annexing certain territory commonly
known as the Cook Road Industrial Annexation Area to the City of
Fort Wayne, Indiana and including same in Councilmanic District
No. 3

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE do PASS.

CHARLES B. REDD, CHAIRMAN

JANET G. BRADBURY, VICE CHAIRWOMAN

MARK E. GIAQUINTA

SAMUEL J. TALARICO

PAUL M. BURNS

Charles B. Redd
Janet G. Bradbury
Mark E. Giaquinta
Samuel J. Talarico
Paul M. Burns

CONCURRED IN 1-24-84
SANDRA E. KENNEDY, CITY CLERK

ORIGINAL

DIGEST SHEET

ORIGINAL

Admin. Appl.

X-84-01-12

TITLE OF ORDINANCE Ordinance for Cook Road Industrial Annexation

DEPARTMENT REQUESTING ORDINANCE Community Development & Planning

SYNOPSIS OF ORDINANCE Ordinance annexes said territory to the City of Fort Wayne. The annexation area contains approximately 95 acres and is bounded on the south by the City. The basis for annexing this area is the provision of the state law that allows the annexation of an area if it is at least one-eighth (1/8) contiguous to the City and if it has at least one of the following three characteristics: (1) the territory is zoned for commercial business or industrial uses; or (2) at least three persons per acre; or (3) is at least sixty percent (60%) subdivided. This annexation is twenty-one percent (21%) contiguous and is zoned for industrial use.

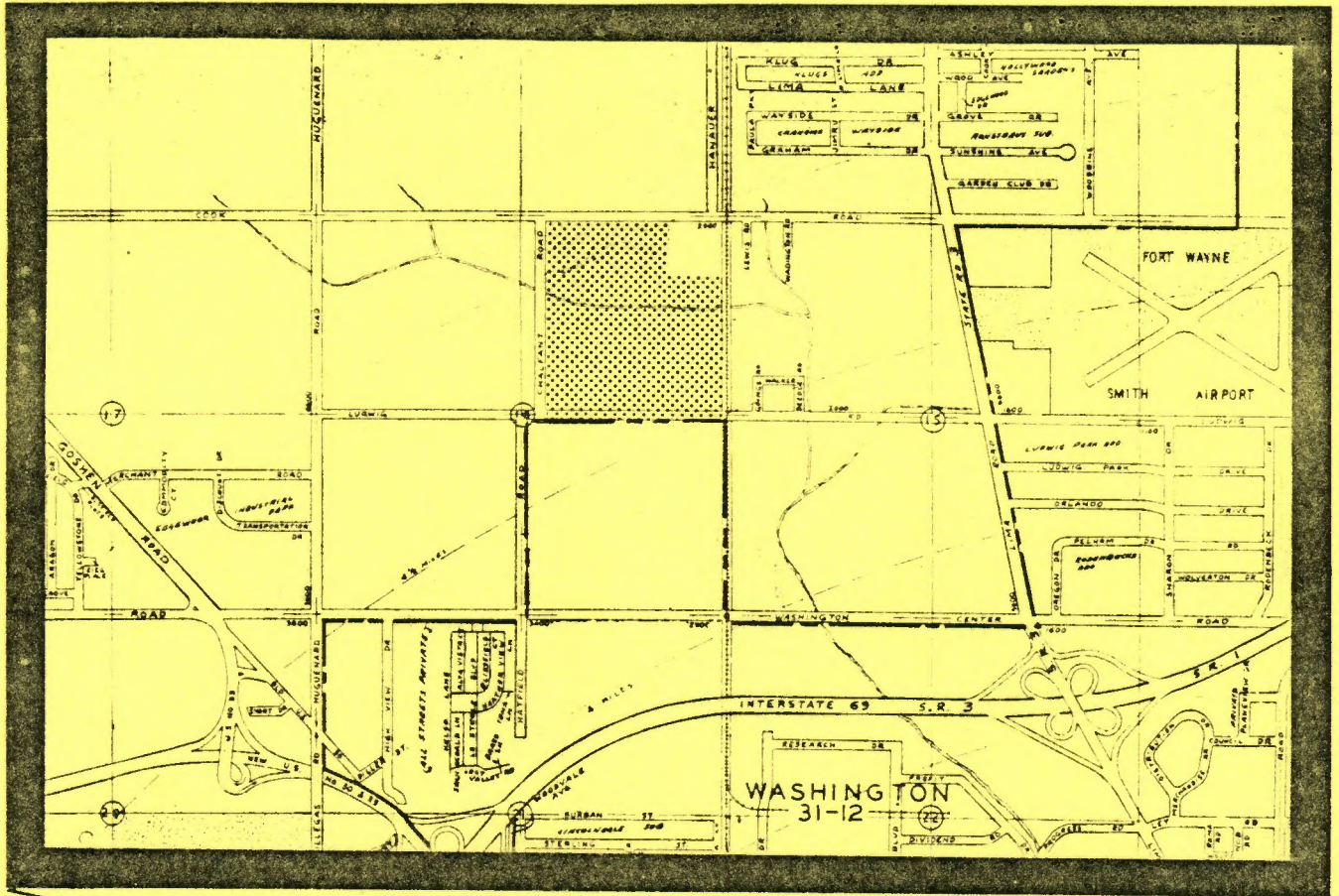
EFFECT OF PASSAGE Described territory will become part of the City. In addition, annexation will expand the City's tax base and will allow the City to keep pace with urban growth.

EFFECT OF NON-PASSAGE The area will not become part of the City.

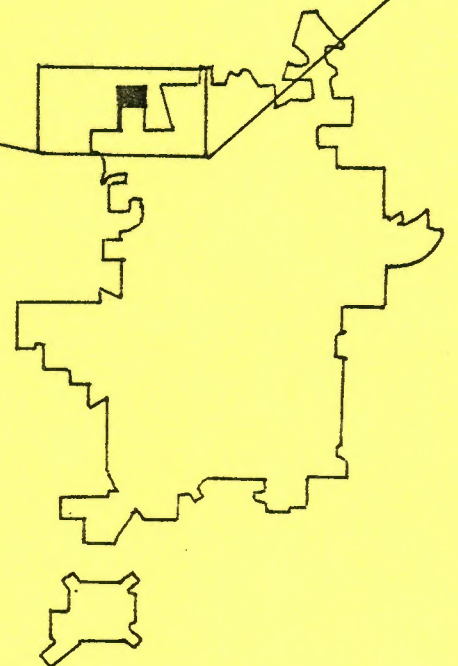
MONEY INVOLVED (Direct Costs, Expenditures, Savings) To be explained by the Fiscal Plan, which will be prepared by the Department of Community Development & Planning.

ASSIGNED TO COMMITTEE (J.N.)

COOK ROAD INDUSTRIAL ANNEXATION FISCAL PLAN



DEPARTMENT OF
COMMUNITY DEVELOPMENT
AND PLANNING



THE CITY OF FORT WAYNE

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SECTION ONE

BASIC DATA

A. LOCATION

The area petitioning for voluntary annexation is bounded on the north by Cook Road, on the east by the Grand Rapids and Indiana Railroad, on the west by Chalfant Road, and on the south by Ludwig Road.

B. SIZE

The Cook Road Industrial Annexation contains approximately 95 acres.

C. POPULATION

There are 3 people presently residing in the annexation area.

D. BUILDINGS

There is one single family dwelling in the proposed annexation area.

E. ZONING

The Cook Road Industrial Annexation has one zoning classification: I-1 (Light Industrial). Upon annexation, this area will be under the jurisdiction of the City Plan Commission and will be classified as M-1 (Light Industrial).

F. ASSESSMENT

\$20,100

G. TAX RATE

Existing: 5.4385	After Annexation: 9.1156	Increase: 3.6771
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H. COUNCIL DISTRICT

The annexation area will be in City Council District 3.

SECTION TWO

THE COMPREHENSIVE ANNEXATION PROGRAM

The annexation of the Cook Road Industrial area is part of a larger, comprehensive annexation program that was promulgated in a report prepared by the Department of Community Development and Planning in 1975 and which was subsequently updated in 1976. The Annexation Policy and Program Study was the culmination of a year and a half of extensive study and is used as a policy guide for the City's annexation program. The report recommends that "all urban land contiguous to the City Limits should become part of the City" as should "all non-urban land required to complement the annexation of urban land and provide the ability to control and manage urban growth". Because the proposed annexation area met this criteria in 1975-76, the report identified it as part of a larger area which was recommended for annexation.

SECTION THREE

STATE LAW REQUIREMENTS

State law stipulates that if an area is 1/8 contiguous to the City, it can be annexed if it meets any one of three requirements: (1) it must have a population density of at least three persons per acre; or (2) it must be at least sixty percent subdivided; or (3) it must be zoned for commercial, business, or industrial use.

By being twenty-two percent contiguous and by being zoned for industrial use, the Cook Road Industrial Annexation meets the state law test.

SECTION FOUR

MUNICIPAL SERVICES

This section of the Fiscal Plan forecasts the costs and methods of financing services for the Cook Road Industrial Annexation Area. The Plan also describes how and when the City plans to extend the services of non-capital and capital improvement natures. As will be seen, the explanations of the above provisions satisfy the requirements of Indiana state law.

The municipal services described in this section are analyzed according to the needs of the Cook Road Industrial Annexation Area, along with the costs of providing these services and the funding sources. As required by state law, this area will be treated equally with other City areas and will receive urban services in the same manner as other areas within the City. However, because the City does not employ different service standards for different areas of the City, the annexation area is compared with the service standards as they exist for the entire City. The City of Fort Wayne will provide services of a non-capital nature, including police and fire protection, emergency medical service, traffic control, solid waste collection, and street and road maintenance within one year after the effective date of annexation. Street lighting and street construction will be provided in accordance with the standard processes of the City, which include petitioning and financial participation by property owners. The water, sewer, and drainage services of the Fort Wayne City Utilities will be made available to the area in conformance with relevant state law and utility policies. Existing facilities of the Fort Wayne Parks and Recreation Department will also be available to residents of the area upon annexation. Park development within the annexation area is contingent upon the park planning standards and methods used throughout the City.

A. POLICE

The services provided by the Fort Wayne Police Department include the prevention of crime, the detection and apprehension of criminal offenders, assistance for those who cannot care for themselves or who are in danger of physical harm, the resolution of day-to-day conflicts among family, friends, and neighbors, and the creation and maintenance of a feeling of security in the community. The Police Department is also involved in legal work, such as participation in court proceedings and protection of constitutional rights. It is also responsible for the control of traffic and the promotion and preservation of civil order.

District 2 will be expanded to cover the Cook Road Industrial Annexation Area. The Police Department keeps tabulation on the percentage of personnel and equipment necessary for the City's annexation program, and has determined that additional personnel are not required for this particular annexation. A maximum number of 10 patrols is forecast for the annexation area within a 24-hour period. The A shift will make a maximum of four patrols while the B and C shifts will make a maximum of three patrols. Even though there will be daily variations, the Chief of Police will routinely monitor the situation and will make the necessary adjustments in patrol districts,

patterns, and manpower so that response time to high priority calls will be approximately three minutes - which is standard for the City.

Because the section of Cook Road Industrial which is south of the annexation area is already in the City, the Fort Wayne City Police Department is currently patrolling the area. Therefore, the costs to provide police protection to this area will be minimal.

ESTIMATED ANNUAL COST: \$0

B. FIRE DEPARTMENT

The Fort Wayne Fire Department will be responsible for providing services to the Cook Road Industrial Annexation Area within one year after the annexation date. The services provided include fire protection and suppression, emergency rescue, and fire prevention and fire inspections. The first responding fire company will be from Station 6 at 1500 West Coliseum Boulevard. If needed, backup response will come from Station 1 at 419 East Mian Street and Station 13 at 1103 East Coliseum Boulevard. Station 13 is equipped with a pumper and a rescue truck and Station 6 has a ladder truck.

This particular annexation will not require a new fire station nor will it require additional personnel and equipment. The only additional expense that is expected will be from operating costs for such items as postage, printing, photography, and gasoline. However, the operating costs will be minimal considering the Cook Road Industrial Annexation Area will be only a fraction of the total area serviced by the City. Funding for the operating costs will come from the Fire Department budget through the General Fund.

ESTIMATED ANNUAL COST: \$0

C. EMERGENCY MEDICAL SERVICE (EMS)

At the present time, Fort Wayne Emergency Medical Services is the only provider of ambulance service to City residents. Hobson Road Annexation residents may receive full advanced life support ambulance service immediately upon annexation. Residents of this area are not guaranteed availability of advanced life support ambulance service until (1) annexation has occurred or (2) the Washington Township Trustee enters into a system participation agreement with the Three Rivers Ambulance Authority (upon annexation, this agreement is not necessary).

Using service run records of the past several years, as many as six EMS ambulances will be stationed at different locations throughout the community. Upon receiving a request for service from the annexation area, the ambulance closest to the area will be dispatched to the annexation area. In addition, for some emergencies, such as heart attacks, the Fort Wayne Fire Department will provide extra assistance. Primary assistance from the Fire Department will come from Stations 1 and 13. The Fire Department trains a number of its personnel so that each fire station has an emergency medical technician. Therefore, if needed, firemen are able to administer medical treatment to residents before the ambulance arrives.

The method of financing Emergency Medical Services is based primarily on user fees plus a small, decreasing city tax subsidy, which over the next few years, should drop to zero, leaving user fees as the sole financial support of the system. The charges for ambulance service, as of June 1, 1983, are shown in Table 1.

Table 1

1. \$75 plus \$3 per loaded mile for non-emergency transfers scheduled 24 hours in advance.
2. \$87 plus \$3 per loaded mile for non-scheduled non-emergency transfers.
3. \$130 plus \$3 per loaded mile for non-life threatening emergencies (for City residents).
4. \$234 plus \$3 per loaded mile for non-life threatening emergencies (for non-City residents).
5. \$250 plus \$3 per loaded mile for life-threatening emergencies (for City residents).
6. \$354 plus \$3 per loaded mile for life-threatening emergencies (for non-City residents).

EMS Charges

This method of financing permits EMS service to be extended to the annexation area with its existing budget and no additional manpower or equipment will be needed to solely service the annexation area.

ESTIMATED ANNUAL COST: \$0

D. SOLID WASTE DISPOSAL

The City of Fort Wayne will provide garbage collection to the annexation area within one year after the annexation date. The City currently contracts with National Serv-All and SCA Services of Indiana to provide this service. The proposed annexation area will be served by SCA Services. According to the contract, the City is charged \$33.96 per household per year by SCA for each additional housing unit added through annexation. Since the Cook Road Industrial Annexation Area contains no units, garbage disposal for the area will not cost the City anything. Any collection services will be financed by the City's Garbage Disposal Fund which comes from the General Fund.

ESTIMATED ANNUAL COST: \$0

E. TRAFFIC CONTROL

The City's Traffic Engineering Department will assume responsibility for traffic control in the annexation area within one year after the annexation date. Some of the services that can be provided by the department are surveys and investigations of traffic conditions and problems. Finally, the department provides installation and maintenance of traffic control devices such as stop lights, control signs, and fire alarm systems. Since there are no roads in the annexation area, there will be no traffic control costs associated with this annexation.

ESTIMATED ANNUAL COST: \$0

F. STREETS AND ROADS

The incorporation of the annexation area will not add any streets to the City's street system. The Street Department will provide snow and ice removal, leaf pick-up, and surface maintenance. The Street Department will also provide engineering services and construction supervision for all streets, alleys, and sidewalks that will be constructed within the proposed annexation area. The provision of these services to the annexation area will not require any additional personnel or equipment, and they will be similar to those services already provided to the rest of the City. The source of funding for street maintenance is the Street Department budget which is composed of funds from Motor Vehicle Highway (MVH), Federal Aid Urban (FAU), and Local Arterial Roads and Streets (LARS) programs.

G. PARKS

Residents of the annexation area presently have access to city park facilities such as swimming pools, baseball diamonds, picnic facilities, golf courses, indoor and outdoor skating facilities, etc. After annexation, they will continue to have access to these facilities and, through the property tax, will contribute to their maintenance.

ESTIMATED ANNUAL COST: \$0

H. WATER

The Fort Wayne water utility is presently serving the annexation area. Service connection tap-ins are the responsibility of individual property owners.

ESTIMATED ANNUAL COST: \$0

I. FIRE HYDRANTS

The City of Fort Wayne pays the Fort Wayne Water Utility \$165.75 annually for each fire hydrant located within the City. However, there are no fire hydrants in the annexation, so this is not applicable.

Upon annexation, the rate paid to City Utilities by the residents of the annexation area will be minus the thirty-five percent surcharge the private owners are presently paying for out-of-city service.

ESTIMATED ANNUAL COST: \$0

J. SANITARY SEWERS

The Fort Wayne Department of Water Pollution Control (WPC) is presently serving an area south of the annexation area. However, WPC has the capability of extending service into the area upon petition by the residents. If residents petition for sewers, they will have to pay for their installation. However, upon annexation, residents will be able to take advantage of the Barrett Bonding process. Barrett Bonding permits residents to make long-term, low interest payments for their sewers.

ESTIMATED ANNUAL COST: \$0

K. STORM SEWERS

Upon annexation, the Department of Water Pollution Control will not consider capital improvements for storm sewers unless petitioned by the residents of the annexation area. It is the City's policy that the financing of storm sewers be the responsibility of property owners. Residents can pay through Barrett Law Assessments which allows payment over a ten-year period at an interest rate lower than that available on the open market.

When the Board of Works receives a petition from the affected property owners, it will direct the Department to make an investigation of storm drainage conditions. Upon completion of the study, a contract for storm drainage construction may be let by the Board of Works.

ESTIMATED ANNUAL COST: \$0

L. STREET LIGHTING

The Street Lighting Department will be responsible for maintaining and operating street lights in the annexation. However, there are no street lights in the area. Therefore, there will be no cost for street lighting services.

ESTIMATED ANNUAL COST: \$0

M. ADMINISTRATIVE SERVICES

All administrative functions of the city will be available to the Cook Road Industrial Annexation Area within one year after the annexation date. These services include, but are not limited to, the Law Department, the City Plan Commission, the Mayor's Office, the Board of Works, the Metropolitan Human Relations Department, etc. General administration includes all of the regulatory and program functions of the various City departments. When the area is annexed, City departments will be notified and will expand their jurisdictional areas accordingly.

The costs of these services cannot be directly related to the size or population of an area. Consequently, this plan does not include cost estimates. However, the budgets of these departments are prepared with the expectation that the City will annex several areas during the budgetary period. Therefore, expansion of administrative functions is possible. Funding comes from a variety of sources, including the General Fund, the State and the Federal Governments.

ESTIMATED ANNUAL COST: \$0

SECTION FIVE

FINANCIAL SUMMARY AND RECOMMENDATION

The purpose of this section is to report the revenues and expenditures from the proposed Cook Road Industrial Annexation. This section will also provide a five-year summary of the expenditures compared with the revenues.

A. REVENUES

Property taxes are the main source of revenue to be received from the Cook Road Industrial Annexation Area. Property taxes are computed from the gross amount of assessed valuation in the area which can be obtained from the office of the Washington Township Assessor. The formula for computing tax revenue is shown in Table 2.

Table 2

$$\frac{V-E}{100} (T) = TR$$

Where: V = Assessed Valuation
E = Home Mortgage Exemption (\$1,000)
T = Tax Rate
TR = Tax Return

TAX REVENUE FORMULA

The total assessed valuation of the proposed Cook Road Industrial Annexation is presently \$2,100. Therefore, \$20,100 is then computed with the City's present tax rate less that part the residents are presently paying (the tax rate (see Table 3) is 3.8421). The computation equals \$772 in property tax revenues. Finally, a 20 percent individual tax credit is deducted from this figure. Therefore, the total amount of property tax revenue that will be paid by residents of this area will be \$618. The 20 percent deduction will be returned to Fort Wayne by the state with revenues raised by the state sales tax. The total revenues received by the City from this annexation will be \$772 when the property tax relief revenues from the state are received.

Table 3

FUND	TAX RATE
Corporation General	\$2.5083
Redevelopment General	.0062
Sewer Fund	.0614
Corporation Bond	.4400
Fire Pension	.0507
Police Pension	.1710
Park General	.3780
Sanitary Officers Pension	.0164
Public Transportation	.1051
Transportation Bond	.0050
Total	\$3.8421

TAXING DISTRICT RATE

B. EXPENDITURES

Expenditures that were reported in the section on Municipal Services are summarized in Table 4. Capital costs are separated from operating costs, and they are considered as maximum expenditures. Since the needs of the annexation area must be treated equally with the needs of other areas in Fort Wayne, capital improvement projects such as the installation of streets, curbs, and sidewalks must follow routine city procedures which often require petitioning. Utility costs are not reported here as they are paid for by the property owners, and only after they request the improvements.

C. FIVE YEAR SUMMARY

The Five Year Summary shows the projected expenditures compared with the tax revenues expected in the Cook Road Industrial Annexation Area for the first five years after it is incorporated into the City of Fort Wayne.

The summary automatically includes for each of the five years an 3.9% inflation factor for municipal expenditures, and an 5% increase factor for City revenues. The 3.9% inflation factor is the rate of inflation from December 1981 to December 1982 as calculated by the U.S. Department of Labor. The revenue factor is derived from the percent increase of assessed valuation in Indiana. This increase is applied to the City's allowed levy ceiling.

Table 5 includes both capital and operating costs in the estimated first year expenditures. Capital costs are a one time expenditure to upgrade the proposed annexation area.

Property tax revenue from the annexation area will not be collected until

1986. Assuming the area is annexed in 1984, assessment will not occur until March of 1985, with revenues being collected in 1986.

Table 4

Police	\$.00	\$.00
Fire	.00	.00
EMS	.00	.00
Solid Waste Disposal	.00	.00
Traffic Control	.00	.00
Streets	.00	.00
Street Lighting	.00	.00
Parks	.00	.00
Water	.00	.00
Fire Hydrants	.00	.00
Sanitary Sewer	.00	.00
Storm Sewer	.00	.00
Admin. Functions	.00	.00
Total	\$.00	\$.00

EXPENDITURES

D. RECOMMENDATION

This Fiscal Plan, which meets the state law requirements that a fiscal plan be prepared, shows that the Cook Road Industrial Annexation is in accordance with the applicable state statutes. Therefore, it is recommended that after the passage of the annexation ordinance, this area should be annexed by the City of Fort Wayne sixty days after the second newspaper notice.

Table 5

	<u>EXPENDITURES</u>	<u>PROPERTY TAX REVENUE</u>	<u>BALANCE</u>
1985	\$.00	\$	\$
1986	.00	810.87	810.87
1987	.00	851.41	851.41
1988	.00	893.98	893.98
1989	.00	938.68	938.68
Total	\$.00	\$3,494.94	\$3,494.94

REVENUES MINUS EXPENSES



The City of Fort Wayne

February 1, 1984

Ms. Mary Gabet
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Gabet:

Please give the attached full coverage on the dates of
February 4 and February 11, 1984, in both the News
Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. X-83-12-40
Annexation Ord. X-01-84
Hobson Road Annexation

Bill No. X-84-01-12
Annexation Ord. X-02-84
Cook Road Annexation

Please send us 5 copies of each of the above of the Publisher's
Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 2

LEGAL NOTICE

Notice is hereby given that on the 24th day of
January, 19 84, the Common Council of the City
of Fort Wayne, Indiana, in a Regular Session did pass
the following Bill No. X-84-01-12
Ordinance No. X-02-84 to-wit:

BILL NO. X-~~84~~⁸⁴⁻⁰¹⁻¹²

ANNEXATION ORDINANCE NO. X- 02-84

ANNEXATION ORDINANCE annexing certain territory
commonly known as the Cook Road Industrial Annexation
Area to the City of Fort Wayne, Indiana and including
same in Councilmanic District No. 3.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

SECTION 1. That the following described territory be and the
same is hereby annexed to, and made a part of, the corporation of the City
of Fort Wayne, Indiana, to-wit:

Parts of Section 16 and Section 15, all in Township 31
North, Range 12 East, Allen County, Indiana, more
particularly described as follows:

Beginning at the intersection of the South right-of-way
line of Ludwig Road with the East line of Section 16,
Township 31 North, Range 12 East; thence North 89 degrees
21 minutes East along the South line of Ludwig Road a
distance of 7.70 feet to a point on the West right-of-way
line of the Grand Rapids & Indiana Railroad; thence North
0 degrees 04 minutes 40 seconds West along said West rail-
road right-of-way to a point 1641.10 feet North of the
South line of the Northwest Quarter of Section 15, Township
31 North; thence South 90 degrees 00 minutes West a distance
of 780.00 feet to the East right-of-way line of a 60 foot
wide road, recorded in Document No. 83-26071, Allen County
Recorder's Office; thence South 0 degrees 04 minutes 40 seconds
East along said East road right-of-way line a distance of 20.0
feet; thence South 90 degrees 00 minutes West a distance of
60.00 feet to the West right-of-way line of said road; thence
North 0 degrees 04 minutes 40 seconds West along said West
road right-of-way line a distance of 940.05 feet; thence
Northwesterly 62.78 feet along a curve deflecting to the
left and tangent to the last described course, having a radius
of 40.0 feet and being subtended by a chord length of 56.53
feet and bearing North 45 degrees 02 minutes 20 seconds West
to a point situated 40.0' South of and normal to the North line
of the Northeast One-Quarter of said Section 16, (said point
also being on the South right-of-way line of Cook Road); thence
South 90 degrees 00 minutes West along said South right-of-way
line of Cook Road a distance of 945.31 feet to a point on the
Southeast right-of-way line of Cook Road, according to the
Executor's Deed recorded in Instrument E3119, Allen County
Auditor's Office; thence South 60 degrees 42 minutes West
along said Southeast right-of-way line a distance of 48.87
feet to the East right-of-way line of Chalfant Road,
according to said Executor's Deed; thence South along
the East right-of-way line of Chalfant Road to the South
right-of-way line of Ludwig Road; thence East along the
South right-of-way line of Ludwig Road to the point of
beginning; area contains 95 acres of land, more or less.

SECTION 2. That the City of Fort Wayne will furnish the above

territory within a period of one (1) year from effective date

Fort Wayne

(Government)

Allen

LINE COUNT

Display

of

Head

Body

Tail

COMPUTATION OF CHARGES

1

Addition

Charge

DATA FOR COMPUTATION

Width

Number

Pursuant to the provision

I hereby certify that the fee has been paid.

Date Feb. 11

FORM #904

LEGAL NOTICE

Notice is hereby given that on the 4th day of January, 1984, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-02-84.

Ordinance No. X-02-84 to wit: BILL NO. X-84-01-12 ANNEXATION ORDINANCE NO. X-02-84

ANNEXATION ORDINANCE annexing certain territory commonly known as the Cook Road Industrial Annexation Area to the City of Fort Wayne, Indiana, including same in Councilmanic District No. 3.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

Parts of Section 16 and Section 5, all in Township 31 North, Range 2 East, Allen County, Indiana, more particularly described as follows:

Beginning at the intersection of the south right-of-way line of Ludwig Road with the East line of Section 16, Township 31 North, Range 2 East, thence North 89 degrees 2.1 minutes East along the South line of Ludwig Road a distance of 7.70 feet to a point on the West right-of-way line of the Grand Rapids & Indiana Railroad; thence North 0 degrees 04

minutes 40 seconds west along said West railroad right-of-way to a point 1641.10 feet North of the South line of the Northwest Quarter of Section 15, Township 31 North; thence South 90 degrees 00 minutes West a distance of 780.00 feet to the East right-of-way line of a 60 foot wide road, recorded in Document No. 83-26071, Allen County Recorder's Office; thence South 0 degrees 04 minutes 40 seconds East along said East road right-of-way line a distance of 20.0 feet; thence South 90 degrees 00 minutes West a distance of 60.00 feet to the West right-of-way line of said road; thence North 0 degrees 04 minutes 40 seconds West along said West road right-of-way line a distance of 940.05 feet; thence Northwest 62.78 feet along a curve deflecting to the left and tangent to the last described course, having a radius of 40.0 feet and being subtended by a chord length of 56.53 feet and bearing North 45 degrees 02 minutes 20 seconds West to a point situated 40.0' South of and normal to the North line of the Northeast One-Quarter of said Section 16, (said point also being on the South right-of-way line of Cook Road); thence South 90 degrees 00 minutes West along said South right-of-way line of Cook Road a distance of 945.31 feet to a point on the Southeast right-of-way line of Cook Road, according to the Executor's Deed recorded in Instrument E3119, Allen County Auditor's Office; thence South 60 degrees 42 minutes West along said Southeast right-of-way line a distance of 48.87 feet to the East right-of-way line of Chalfant Road, according to said Executor's Deed; thence South along the East right-of-way line of Chalfant Road to the South right-of-way line of Ludwig Road; thence East along the South right-of-way line of Ludwig Road to the point of beginning; area contains 95 acres of land, more or less.

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from effective date of annexation, planned services of a non-capital nature, including police protection, fire protection and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort Wayne will also provide services of a capital improvement nature, including street construction, street lighting, sewer facilities, water facilities and stormwater drainage facilities to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the City of Fort Wayne with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state and local laws, procedures and planning criteria.

SECTION 3. That governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Department of Community Development and Planning. Said Plan was examined by the Common Council by and upon the passage of this Ordinance.

SECTION 4. That said described territory shall be part of City Councilmanic Political Ward No. 3 of the City of Fort Wayne, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana of 1874, as amended.

SECTION 5. That after its passage, due legal publication, any and all necessary approval by the Mayor and the required sixty (60) days remonstrance period, this ordinance shall be in full force and effect.

Charles B. Redd
COUNCIL MEMBER

Read the third time in full and on motion by Redd, seconded by GiaQuinta, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Bradbury, Burns, Eisbart, GiaQuinta, Henry, Redd, Schmidt, Stier, Talarico

Nays: None
Date: 1-24-84

Sandra E. Kennedy
City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne Indiana, as Annexation Ordinance No. X-02-84, on the 24th day of January, 1984.

ATTEST:
Sandra E. Kennedy
City Clerk
Ban A. Eisbart
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of January, 1984, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 30th day of January, 1984, at the hour of 9:00 o'clock A.M., E.S.T.

Win Moses, Jr.
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-02-84, passed by the Common Council on the 24th day of January, 1984, and that said Ordinance was duly signed and approved by the Mayor on the 30th day of January, 1984, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 30th day of January, 1984.

Sandra E. Kennedy
City Clerk

2/4-11

1

PUBLISHER'S CLAIM

lines, neither of which shall total more than four solid lines advertisement is set) - number of equivalent lines

1

196

2

199

lines wide equals 199 equivalent lines at .345¢ \$ 68.66

for tabular work (50 per cent of above amount)

cents for each proof in excess of two) 3 extra

1.50

1 \$ 70.16

Size of type 6 point

Size of quad upon which type is cast 6

that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Drusilla Roose

Title CLERK

PUBLISHER'S AFFIDAVIT

SS:

appeared before me, a notary public in and for said county and state, the Drusilla Roose

who, being duly sworn, says

CLERK

of the

JOURNAL-GAZETTE

DAILY

newspaper of general circulation printed and published

language in the city of FORT WAYNE, INDIANA

county aforesaid, and that the printed matter attached hereto is a true copy, published in said paper for two times

2/4 - 2/11/84

Drusilla Roose

sworn to me before this 11th day of February 19 84

Anne M. Perkins

Notary Public

expires November 29, 1985

Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To JOURNAL-GAZETTE
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		
Head	number of lines		1
Body	number of lines		196
Tail	number of lines		2
Total number of lines in notice			199

COMPUTATION OF CHARGES

199	lines,	1	columns wide equals	199	equivalent lines at	.345¢	\$ 68.66
cents per line							
Additional charge for notices containing rule or tabular work (50 per cent of above amount)							
Charge for extra proofs of publication (50 cents for each proof in excess of two) 3 extra							1.50
TOTAL AMOUNT OF CLAIM							\$ 70.16

DATA FOR COMPUTING COST

Width of single column 9.6 picas	Size of type 6 point
Number of insertions 2	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date Feb. 11 19 84

Drusilla Roose

Title CLERK

FORM #904

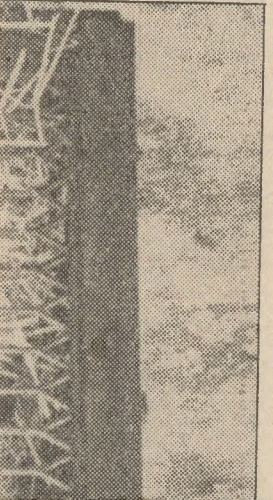
PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

appeared before me, a notary public in and for said county and state, the
Drusilla Roose
CLERK
JOURNAL-GAZETTE
DAILY
newspaper of general circulation printed and published
language in the city of FORT WAYNE, INDIANA
county aforesaid, and that the printed matter attached hereto is a true copy,
published in said paper for two times, the dates of publication being
2/4 - 2/11/84
Drusilla Roose
sworn to me before this 11th day of February 19 84
Anne M. Perkins
Notary Public
November 29, 1985

LEGAL NOTICE
Notice is hereby given that on the 4th day of January, 1984, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. 84-01-12
Ordinance No. X-02-84 to wit:
BILL NO. X-84-01-12
ANNEXATION ORDINANCE
NO. X-02-84
ANNEXATION ORDINANCE annexing certain territory commonly known as the Cook Road Industrial Annexation Area to the City of Fort Wayne, Indiana and including same in Councilmenic District No. 3.
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Workers from
Humane Shelter push
of two lions who wel
Relatives of the lions



day of January, 1984, and now remains on file and on record in my office.
WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 30th day of January, 1984.
Sandra E. Kennedy
City Clerk

(Governmental Unit)

(Gouvernement
Allied

County, IN

To **NEW-SENTINEL** Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

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100	100

Total number of lines in notice

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196

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199

COMPUTATION OF CHARGES

199 1 199 .345¢ 68.66
..... lines, columns wide equals equivalent lines at
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) **3 extra**

TOTAL AMOUNT OF CLAIM

1.50

70.16

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type6..... point

Number of insertions **2**

Size of quad upon which type is cast6.....

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Rose

Date **Feb. 11** 19 **84**

Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the
undersigned **Drusilla Roose** who, being duly sworn, says

that he/she is **CLERK** of the

NEWS-SENTINEL

a **DAILY** newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, **two times** which was duly published in said paper for, the dates of publication being

as follows: 2/4 - 2/11/84

11th February 84

Subscribed and sworn to me before this day of 19

Notary Public

November 29, 1985

My commission expires

[illegible]